



A G E N D A
OCONEE COUNTY COUNCIL MEETING
Tuesday, February 16, 2010, 6:00 PM
Council Chambers
Oconee County Administrative Offices
415 South Pine Street, Walhalla, SC

1. Call to Order
2. Public Comment Session *(Limited to forty (40) minutes, four (4) minutes per person.)*
Comments MUST be related to a specific agenda item slated for action at this meeting
3. Extended Public Comment Session *(Limited to 2 citizens per meeting, prior scheduling required with Clerk to Council, five [5] minutes per person. Comments not limited to specific agenda item)*
 - Performance of County Council / Mr. Richard Hughes
 - Commercial Marinas and Palmetto Pointe / Mr. Ben Turetzky
4. Meeting Recess *[Meeting will Recess no later than 6:50 p.m.]*

5. Meeting Reconvenes *[Meeting will Reconvene at 7:00 p.m.]*
6. Moment of Silence
7. Pledge of Allegiance to the Flag of the United States of America
8. Approval of Minutes:
 - February 2, 2010 Regular Council Meeting
9. Public Hearing regarding the following Ordinances:
Ordinance 2009-27 “AN ORDINANCE TO AMEND THE OCONEE COUNTY ZONING ENABLING ORDINANCE, ORDINANCE 2007-18, IN CERTAIN LIMITED REGARDS AND PARTICULARS, ONLY, AS TO REZONE A SERIES OF PARCELS SPECIFIED HEREIN, AND TO RATIFY AND AFFIRM ALL OTHER PROVISIONS OF ORDINANCE 2007-18 NOT AMENDED OR MODIFIED HEREBY; AND OTHER MATTERS RELATING THERETO” *[Reference: Parkview East / Parkview South]*
10. Consideration of the Following Ordinances:
 - [1] Third & Final Reading of **Ordinance 2009-27** *[text above]*
 - [2] Second Reading of **Ordinance 2009-22** “AN ORDINANCE OF THE COUNTY COUNCIL OF OCONEE COUNTY, SOUTH CAROLINA DESIGNATING OCONEE COUNTY, SOUTH CAROLINA AS A RECOVERY ZONE FOR PURPOSES OF SECTIONS 1400U-1, 1400U-2 AND 1400U-3 OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED; PROVIDING FINDINGS; PROVIDING FOR ELIGIBLE ACTIVITIES/PROJECTS FOR RECOVERY ZONE ECONOMIC DEVELOPMENT BONDS AND PROVIDING FOR ELIGIBLE ACTIVITIES/PROJECTS FOR RECOVERY ZONE FACILITY BONDS.”

In order to issue Recovery Zone Bonds the County Council must designate a recovery zone composed of an area with high unemployment rates and/or high home foreclosure rates. Based on the extremely high unemployment rate in the County, Ordinance-22 designates the entire County as a Recovery Zone. First reading in title only was approved on October 20, 2009. Second reading was postponed pending further guidance on the recovery zone bond requirements.

County staff is currently developing an application and evaluation process to be used if requests for Recovery Zone Facility Bonds are greater than the County’s allocation. The County did not receive any funds for these bonds only the authority to issue bonds, which must be repaid.**It is staff’s recommendation that Council take second reading of Ordinance 2009-22.**
 - [3] First Reading of **Ordinance 2010-04** “AN ORDINANCE TO AMEND THE AGREEMENT AUTHORIZED BY ORDINANCES 2006-27 AND 2008-17 RELATING TO THE INDUSTRIAL/BUSINESS PARK OF OCONEE AND PICKENS COUNTIES SO AS TO ENLARGE THE PARK” along with the **Second Amendment of Agreement for Development for Joint Industrial Park.**

[4] First Reading of [Ordinance 2010-05](#) “AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF SPECIAL SOURCE REVENUE BONDS OF OCONEE COUNTY, SOUTH CAROLINA; PRESCRIBING THE FORM OF BONDS; LIMITING THE PAYMENT OF THE BONDS SOLELY TO THE PLEDGED REVENUES RECEIVED AND RETAINED BY THE COUNTY FROM THE PAYMENT OF FEES IN LIEU OF TAXES FROM CERTAIN JOINT COUNTY INDUSTRIAL AND BUSINESS PARKS AND PLEDGING THE PLEDGED REVENUES TO SUCH PAYMENT; CREATING CERTAIN FUNDS AND PROVIDING FOR PAYMENTS INTO SUCH FUNDS; AND MAKING OTHER COVENANTS AND AGREEMENTS IN CONNECTION WITH THE FOREGOING”

[5] First Reading of [Ordinance 2010-06](#) “A FIRST SUPPLEMENTAL ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF A NOT EXCEEDING \$4,000,000 SPECIAL SOURCE REVENUE BOND, SERIES 2010, OF OCONEE COUNTY, SOUTH CAROLINA; PRESCRIBING THE FORM AND DETAILS OF SUCH BOND; AUTHORIZING THE CHAIRMAN OR VICE-CHAIRMAN AND THE COUNTY ADMINISTRATOR TO DETERMINE CERTAIN MATTERS RELATING TO THE BOND; PROVIDING FOR THE PAYMENT OF THE BOND AND THE DISPOSITION OF THE PROCEEDS THEREOF; AND OTHER MATTERS RELATING THERETO.”

[6] First Reading of [Ordinance 2010-07](#) AN ORDINANCE TO DEVELOP A JOINT COUNTY BUSINESS PARK IN CONJUNCTION WITH PICKENS COUNTY, SOUTH CAROLINA (“PICKENS COUNTY”), SUCH BUSINESS PARK TO BE GEOGRAPHICALLY LOCATED IN OCONEE COUNTY, SOUTH CAROLINA (“OCONEE COUNTY”) AND ESTABLISHED PURSUANT TO ARTICLE VIII, SECTION 13 OF THE SOUTH CAROLINA CONSTITUTION, AND SOUTH CAROLINA CODE OF LAWS OF 1976 §4-1-170, ET SEQUITUR, AS AMENDED; TO PROVIDE FOR A WRITTEN AGREEMENT WITH PICKENS COUNTY PROVIDING FOR THE PAYMENT OF EXPENSES OF THE PARK, THE PERCENTAGE OF REVENUE APPLICATION, AND THE DISTRIBUTION OF FEES-IN-LIEU OF *AD VALOREM* TAXES TO OCONEE COUNTY, PICKENS COUNTY AND RELEVANT TAXING ENTITIES; TO PROVIDE THAT JOBS TAX CREDITS ALLOWED BY LAW BE PROVIDED FOR BUSINESSES LOCATING IN SAID PARK; TO PERMIT A USER FEE-IN-LIEU OF *AD VALOREM* TAXATION WITHIN SAID PARK; AND OTHER MATTERS RELATED THERETO” and [Agreement for Development of Joint Industrial Park](#).

In order to promote economic development, the County is permitted to use fee payments that are generated within a Joint County Industrial and Business Park (Park) as a special revenue source to provide for bonds issued to provide public infrastructure. The County plans to designate certain property as a Joint County Industrial and Business Park to be named the Highpointe/PointeWest Park. The County plans to issue SSRB’s to finance the construction of public infrastructure within the Highpointe/PointeWest Park. The SSRBs would be secured by 100% of the fee payments generated by the Highpointe/PointeWest Park and 15% of the fee payments generated by the properties that are located in the County’s other Joint County Industrial and Business Parks. Ordinance 2010-05 provides the framework for the issuance of SSRBs by the County from time to time pursuant to supplemental bond ordinances of County Council. Ordinance 2010-06 is the first supplemental ordinance authorizing issuance of SSRBs not to exceed \$4 million. Ordinance 2010-07 authorizes a Joint County Industrial and Business Park agreement with Pickens County to create the Highpointe/PointeWest Park.

The estimated County and School District property taxes for 2009 for the property proposed to be included in the Highpointe/PointeWest Park were approximately \$462,000. The estimated 2009 fee payments for the other Joint County Parks is approximately \$3,390,000, 15% of this would be approximately \$508,000. These tax revenues were included in the fiscal year 2010 budget, but would be Fee Payments that are pledged for the SSRB’s in the future. Any excess of pledged revenues, after provision for debt service, reserve fund deposits, interest on amounts advanced by the provider of any surety bond, line of credit, insurance policy or letter of credit and repayment of any Junior Bonds, would be transferred to the Infrastructure Projects Fund established in the Bond Ordinance.

It is the staff’s recommendation that Council take first reading on Ordinances 2010-05, 2010-06 and 2010-07.

11. Discussion & Possible Action Items

[5 min. per Action Item]

[1] Road Department / not to exceed \$1,199,427.17 / Bid 09-10: Road Paving 2009-2010

Staff requests the following:

- 1) *Award Bid 09-10, Road Paving 2009-2010 to Venesky Asphalt Paving & Grading, LLC of Easley, SC in the amount of \$1,068,281.81.*
- 2) *Authorize staff to spend an additional \$96,145.36, a 9% contingency if needed, to account for fluctuating asphalt prices and variations in unit quantities.*
- 3) *Authorize an additional \$35,000 to purchase stone from the Oconee County Rock Quarry. The total not to exceed amount is \$1,199,427.17.*
- 4) *Execute contract.*

The bid document for Road Paving listed specific requirements that the contractor must follow. Specific roads along with the type of paving work required were listed in the bid with estimated quantities. Also the bid allowed for the cost of asphalt materials to be indexed to the SCDOT liquid asphalt index and this cost to be reviewed once a month to determine the price of the asphalt mix.

On January 12, 2010, formal sealed bids were opened. Twenty-eight companies were originally notified of this bid opportunity, eight companies attended the mandatory pre-bid meeting and six companies submitted bids, with Venesky Asphalt Paving & Grading, LLC, of Easley, SC submitting the lowest bid of \$1,068,281.81. Staff from Procurement and the Roads Department checked references provided and met with the owner of Venesky Asphalt Paving & Grading, LLC, prior to the award of bid, to determine that he was a responsible bidder and would comply with all of the County's paving requirements as stated in the bid document.

It is the staff's recommendation that Council [1] award Bid 09-10, Road Paving 2009-2010 to Venesky Asphalt Paving & Grading, LLC of Easley, SC in the amount of \$1,068,281.81, and [2] authorize staff to spend an additional \$96,145.36, a 9% contingency if needed, to account for fluctuating asphalt prices and variations in unit quantities, and [3] authorize an additional \$35,000 to purchase stone from the Oconee County Rock Quarry [with the understanding that the total amount is not exceed \$1,199,427.17], and [4] execute the contract.

[2] IT / ITB 09-17 / Cisco branded network hardware, software and services

Oconee County's IT department anticipates numerous purchases for this fiscal year and future years for Cisco branded network hardware, software and services including a new voice over IP phone system, upgrading network systems and wireless connections for many County departments. This equipment will provide increased reliability, speed/performance and maintainability for many different network systems throughout the County.

On January 20, 2010 formal sealed bids were opened for this requested discount amount for a term contract for Cisco products and services. Seventeen companies were originally notified of this bid opportunity. Seven companies submitted bids, with Pomery It of Hebron, KY, Thomas Glover and Associates of Inman, SC and VC3 of Columbia, SC submitting the best discounts off list price, while meeting all the requirements of the bid document.

There are many Cisco authorized dealers available on the State Contract, all offering discounts of up to 38% off list price. The County chose to issue its own bid for a more competitive discount, while at the same time offering a bid opportunity to all vendors that can sell Cisco products. It was the intention of this bid to award to more than one vendor. When there is an upcoming purchase from IT for Cisco products, the Procurement Department will obtain quotes from each of these vendors, to verify that the discount amount and list price are both correct. Procurement will keep a spreadsheet showing all quotes and results. If the total purchase amount exceeds \$25,000 and would need Council approval, then Procurement is asking Council to grant a waiver of the need to bring each purchase back to Council for approval. As long as the award is for Cisco products or services that are currently approved in the IT Department's budget, and the award is made to one of these three awarded vendors from this bid, Procurement may proceed to issue a purchase order. All quotes and purchase order amounts and designated account numbers will be kept in a spreadsheet and the results will be reported back to Council on a quarterly basis. This will save the County considerable time and effort required in issuing a separate bid for each purchase and bringing each award back to Council for approval.

It is the staffs recommendation to award ITB #09-17 to Pomery It of Hebron, KY, Thomas Glover and Associates of Inman, SC and VC3 of Columbia, SC for a period of one year with the option to renew for four additional one-year periods. Also, approve the procedure described under Special Considerations to grant Procurement a waiver from the requirement that all future Cisco purchases be brought back to Council for individual approvals.

Emergency Services / Sole Source / Extrication Tools / \$50,775.60

Award the purchase of extrication tools to equip two new pumper trucks, for the Emergency Services department, to Henry Schein/Matrx Medical of Irmo, SC, as the sole authorized dealer that provides both service and sales of this equipment. Total cost will be \$50,775.60 including taxes and delivery.

Council approved the purchase of two pumper trucks (one for Cleveland Fire Station and one for Long Creek Fire Station) and loose equipment to furnish the trucks at the Council meeting on September 15, 2009. Extrication equipment is being purchased to equip these two new pumper trucks. This equipment will be used for gaining access to trapped victims in motor vehicle accidents by prying doors open, cutting away items that block access and clearing dashes that collapse on victims.

Staff recommends the award of the extrication equipment to Henry Schein/Matrx Medical as the sole source authorized dealer for the following reasons:

- This vendor is one of only two authorized dealers for Hurst/Centaur equipment for SC and is located in Irmo, SC. The other vendor is located in Charlotte, NC.
- This vendor delivers equipment with fluids, ready to use and is also conveniently located for equipment to be dropped off for service.
- Past experience with this vendor indicates timely and accurate service.
- This Centaur equipment will be compatible with other Centaur equipment currently used by multiple agencies throughout Oconee County.

It is the staffs recommendation that Council award purchase of extrication tools to equip two new pumper trucks, for the Emergency Services department, to Henry Schein/Matrx Medical of Irmo, SC, as the sole authorized dealer in the amount of \$50,775.60 including taxes and delivery.

12. Board & Commission Appointments *None Scheduled for this meeting*
13. Commission / Board Reports to Council [ten minute maximum]
 - Aeronautics Commission
[Arts & Historical Commission will present their report at the March 16, 2010 meeting.]
14. Council Committee Reports *None Scheduled for this meeting*
15. Administrator Report
16. Old Business
 - [1] Administrator Follow-up Report: Jail Options
 - [2] Review & Update regarding Administrator Search Schedule
17. New Business
18. Adjourn

[This agenda is not inclusive of all issues which Council may bring up for discussion at this meeting.]

**Oconee County Council & Committee meeting schedules and agendas
are posted at the Oconee County Administration Building and are available on the County Council Website
www.oconeesc.com/council.html**

[All upcoming meetings will be held in Council Chambers unless otherwise noted]